

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 5</div>	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: center;">0003</div>		3. EFFECTIVE DATE <div style="text-align: center;">12-Mar-2003</div>		4. REQUISITION/PURCHASE REQ. NO. <div style="text-align: center;">W16ROE-3008-1158</div>		5. PROJECT NO.(If applicable)	
6. ISSUED BY <div style="text-align: center;">CODE</div> USA ENGINEER DISTRICT, NEW YORK ATTN: CENAN-CT ROOM 1843 26 FEDERAL PLAZA (DACW51) NEW YORK NY 10278-0090		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center;">CODE</div> <div style="text-align: center; font-weight: bold;">See Item 6</div>					
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. DACW51-03-B-0006	
				X		9B. DATED (SEE ITEM 11) 31-Jan-2003	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) This is solicitation is amended as follows: 1. To incorporate additional questions and answers; 2. To incorporate changes to the specifications and plans; 3. To extend the bid opening date from 17 March 2003 to 18 March 2003. NOTE: Bidders must acknowledge receipt of this amendment by the date specified in the solicitation (or as amended) by one of the following methods: in the space provided on the SF1442, by separate letter, or by telegram, or by signing block 15 below. FAILURE TO ACKNOWLEDGE AMENDMENTS BY THE DATE AND TIME SPECIFIED MAY RESULT IN REJECTION OF YOUR BID IN ACCORDANCE WITH THE LATE BID, LATE MODIFICATIONS OF BIDS OR LATE WITHDRAWAL OF BIDS (FAR14.304). Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 12-Mar-2003	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

AMENDMENT #0003**NOTICE TO BIDDERS**

Failure of the bidder to
Acknowledge receipt of
this Amendment in
Item 19 of Standard Form
1442 (Pg. 00010-2) may
result in REJECTION of
the bid.

IFB NO. DACW51-03-B-0006

Amendment No. 3

Department of the Army, NYD
Corps of Engineers
New York, NY 10278-0090

AMENDMENT NO. 3 TO SPECIFICATIONS FOR MCKEEL BROOK FLOOD CONTROL CONSTRUCTION
PROJECT, NEW JERSEY

TO BIDDERS

The required response date/time has been extended from 17 March 2003 to 18 March 2003 at 10:00 AM EST.

1. Specification:
 - a. Specification Section 00800 SPECIAL CONTRACT REQUIREMENTS page 42 of 87 delete paragraph 41 sub paragraph 1 (e) in its entirety without substitution.
 - b. Delete Specification Section 02120 Transportation and Handling of Hazardous Material in its entirety without substitution.
 - c. Specification Section 02140 Water Control and Flow Bypass :
delete paragraph 1.3 A. Measurement in its entirety without substitution.
Paragraph 1.3 B Payment: Delete 'Payment shall be made at the lump sum bid, based upon percentage of work completed, for the water control and temporary flow bypassing constructed, complete' Replace with 'Included in Lump Sum Price Bid (See Section 00010)'. Paragraph 3.1 subparagraph G last sentence: delete 'for TEMPORARY WATER CONTROL AND FLOW BYPASS MEASURES'
 - d. Specification Section 00901 SUPPLEMENTAL SPECIFICATIONS FOR FEDERAL AID PROJECTS (88)
page 11 subsection 201.05 second paragraph last sentence. Delete all after 'No separate payment shall be made for' replace with 'this work'
 - e. Specification Section 00901 SUPPLEMENTAL SPECIFICATIONS FOR FEDERAL AID PROJECTS (88)
page 52 subsection 609.08.02 MATERIALS last line insert 'WOVEN' between 'UNIT' and 'CONSTRUCTION'
 - f. Specification Section 00901 SUPPLEMENTAL SPECIFICATIONS FOR FEDERAL AID PROJECTS (88)
page 53 subsection 609.08.02 MATERIALS last paragraph in subsection first sentence. Replace 'BLACK' with 'GREY'
2. Plan Sheets. Delete plan sheets R-1, R-2, R-3, R-4, G-1, TC-2, C-2, C-5, C-8, D-2, D-3, D-4 and replace with plan sheets R-1, R-2, R-3, R-4, G-1, TC-2, C-2, C-5, C-8, D-2, D-3, D-4 distributed as part of this amendment.

QUESTIONS/ANSWERS

Questions and Answers (For Information Only)

Note: Any comments or questions received after March 7, 2003 will not be responded to in writing.

1. Is this project sales tax exempt?

Response: No

2. Section 00800, Paragraph 41 (Insurance Procured by Contractor) sub Para 1 (e) refers to Builders Risk Insurance for coverage, which shall be written for 100% of the completed value of this project. **AS PER OUR AGENT, THIS POLICY SHOULD NOT BE APPLICABLE TO THIS PROJECT DO YOU STILL NEED THIS POLICY?**

Response: No. The revised Specification Section 00800 distributed with this amendment does not include this requirement.

3. Do you expect any kind of contaminated material within the scope of work?

Response: See Amendment #2 response 42

4. Is any permits required from Dover or Rockaway Township or from Morris County?

See Amendment #2 response 41 and Amendment #2 Specifications Section 00902 Permits.

5. Regarding electrical wires:

- a. Are they to be moved underground?
- b. If not, how high above grade will they be?
- c. When will they be moved?

Response: See Amendment #2 response 2

6. Specifications Section 02120 - Transportation and Handling of Hazardous Material. How are we to quantify the hazardous material? Further, what method of payment would be applied?

Response: Specification Section 02120 Transportation and Handling of Hazardous Material has been deleted in its entirety without substitution. See 1. Specifications b. above

7. Specifications Section 02140 – Water Control and Flow Bypass. The “Measurement & Payment” clause (1.3A & B) indicates a separate lump sum for this work. Please clarify.

Response: No separate payment for this item. See revised Specifications Section 02140 – Water Control and Flow Bypass distributed with this Amendment (above).

8. Sheets ST – 1 and C – 4. A section through the gabions following the centerline of the culvert would be a great help. The “Typical Cannel Section A – A” seems to show the entire face of the box culvert covered by the gabions. Is this the design intent?

Response: Gabion weir will direct normal flow to HERCCP; relief or excess flows to culvert.

9. Sheet C – 4: There is no detail of the wall separating the riprap from the HERCCP. Please clarify.

Response: See Typical Channel Section A –A (TWIN 3’ x 6’ GABION BASKETS).

10. Sheet ST – 1. References - #3. “For temporary sheeting see drawing C – 4.” There does not seem to be any reference to temporary sheeting on C-4. Please clarify.

Response: See Amendment #1 response 19

11. Is there any indication of the precast sections required for the curved portion of the culvert at the intersection of Elm and Berry Streets?

Response: Type I Precast sections per drawing ST – 3. PC and PT coordinates and centerline radius are indicated on drawing C – 2.

12. The average weight of the precast box culvert will be approximately 28 tons. The required crane to safely lift and place the section will be 100 tons. The crane operation will be in violation of OSHA and Corps of Engineers Safety and Health Requirement Manual (EM 385-1-1) with the safety distance to primary and secondary electrical power lines. In order to comply with safety regulations the utilities service would have to be shut down during crane operations. Will this be the Contractor's or Utility Company's responsibility? Cast-in place the box culvert section in lieu of precast is an option or not?

Response: The specific means and methods necessary to perform work in accordance with all applicable requirements are up to the contractor. Dewberry (the designer) will coordinate work with the utility company, but no advanced arrangements have been made to shutdown the power lines. The utility company will determine which, if any can be shut down. Cast in place in lieu of precast is not an option.

13. Drawing C-4 shows the cleaning of the existing box culvert under the Cooper Street. The existing culvert under the Jackson Street, and box culvert from Clark street to Berry Street sections will be cleaned or not? Please clarify?

Response: Culvert under Jackson Street to be cleaned; Clark Street to Berry Street not to be cleaned. See also Amendment #2 Response 9.

14. Page 42 of 87 item 41 – Insurance – This is to be additional to the insurance a contractor already carries. It appears that this would give an advantage to any company who carries a smaller amount of insurance. Please advise.

Response: Any responsible contractor should carry an appropriate amount of insurance. The insurance required by Morris County for this project is merely a rider to the contractor's existing insurance policy. Associated costs are expected to be *deminimus*

15. Document 00901 pg 11 sec 201.05 par 2 – States items are to be paid for at unit price for “clearing site” and item for DGABC. There are no unit price items for this work! Since other sections of the specification indicate “That no payment will be made...” this makes it appear that line items were inadvertently missed. Please clarify.

Response: No separate payment for these items. See revised specification distributed with this amendment above.

16. Document 00901 pg 13 par 202.07 – States that no blasting is allowed in Morris County. I believe you can blast in Morris County with the proper permits. If rock were encountered, it would be extremely more costly to hand remove, hammer, etc. than it would be to blast. Can this be modified?

Response: No. Contractor's attention is directed to boring logs (Amendment #1).

17. Will a CQC manager be required for this contract?

Response: See specification section 01312, paragraph 6.3 and specification section 01451, paragraph 3.1 and 3.2

18. Are all overhead main and service wires being moved during construction of culvert by the Gov't or utility company.

Response: See Amendment #2 response 2

19. Are culvert sections to be grouted?

Response: Yes, all openings, etc. to be grouted after installation.

20. Are we allowed to install two water and sewer mains on Berry Street in lieu of running services under concrete culvert?

Response: No, NJDEP permits were obtained for relocations shown on plans.

21. Is there any survey of existing resident foundations, if not can we perform that survey to eliminate any future claims by homeowners, especially when we believe that a well point dewatering system will be required to perform requirements of the scope.

Response: No foundation surveys have been performed.

22. Is the contractor responsible to perform hydraulic calculations in areas where streams have to be diverted to perform work?

Response: Estimated flows are provided in Specification Section 02140.

23. This Amendment shall be attached to the specifications and shall be a part thereof.

SECTION 00010 - SOLICITATION CONTRACT FORM

The required response date/time has changed from 17-Mar-2003 10:00 AM to 18-Mar-2003 10:00 AM.

(End of Summary of Changes)